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*Attorneys for Plaintiff Rowen Seibel*

UNITED STATES DISTRICT COURT  
 DISTRICT OF NEVADA

ROWEN SEIBEL, an individual,

Plaintiff,

vs.

GR US LICENSING, LP, a Delaware limited  
 partnership,

Defendant.

Case No. 2:21-cv-00668-JCM-VCF

**STIPULATION AND ORDER: (I) TO PERMIT PLAINTIFF ROWEN SEIBEL TO FILE HIS FIRST AMENDED COMPLAINT; (II) TO WITHDRAW, WITHOUT PREJUDICE, DEFENDANT GR US LICENSING, LP's MOTION TO DISMISS COMPLAINT [ECF No. 7]; AND (III) TO WITHDRAW PLAINTIFF ROWEN SEIBEL'S DEMAND FOR JURY TRIAL [ECF No. 1]**

Plaintiff Rowen Seibel ("Seibel") and Defendant GR US Licensing LP ("GRUS")  
 (collectively, the "Parties") stipulate and agree as follows:

1. On March 22, 2021, Seibel filed the Complaint, in which he included a demand for a jury trial on all issues so triable by a jury in this action. (ECF No. 1.)
2. On August 2, 2021, GRUS filed a Motion to Dismiss Complaint (the "Motion to Dismiss"). (ECF No. 7.)

3. In accordance with the Order Regarding GR US Licensing, LP's Motion to Enforce Compliance With the Court's Order Regarding Receiver's Report and Recommendation (the "Delaware Compliance Order"), entered on October 21, 2021 in the matter entitled *In re: GR BurGR, LLC*, pending in the Court of Chancery of the State of Delaware, C.A. No. 12825-VCS, a copy of which is attached hereto as **Exhibit A**, Seibel has been ordered to withdraw the jury demand and to file an amended complaint removing certain claims for damages/relief and allegations of the Complaint. Seibel's proposed First Amended Complaint is attached hereto as **Exhibit B**.

4. In light of the filing of the First Amended Complaint, and without waiver of any rights, GRUS withdraws its Motion to Dismiss the original Complaint, without prejudice to its right to file a renewed motion under Rule 12 of the Federal Rules of Civil Procedure in response to the First Amended Complaint.

5. In accordance with the Delaware Compliance Order, Seibel's demand for a jury trial is hereby withdrawn.

6. This Stipulation is entered into in good faith and not for purposes of delay.

Dated this 29<sup>th</sup> day of October, 2021.

Dated this 29<sup>th</sup> day of October, 2021.

BAILEY ♦ KENNEDY

FENNEMORE CRAIG, P.C.

By: /s/ Paul C. Williams

By: /s/ Wade Beavers

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IT IS SO ORDERED.



UNITED STATES MAGISTRATE JUDGE

DATED: 11-5-2021